



STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Kenny C. Guinn, Governor

Allen Biaggi, Director

Leo M. Drozdoff, P.E., Administrator

November 17th, 2006

NOTICE OF FINAL DECISION
RECLAMATION PERMIT NO. 0176
Newmont Mining Corporation
North Area Leach Operations

The Nevada Division of Environmental Protection (NDEP) has decided to issue Reclamation Permit, No. # 0176, for a Mining Project to Newmont Mining Corporation. This permit authorizes Newmont Mining Corporation to reclaim the North Area Leach Operations. This Project is located in Eureka County, Nevada. The Division has been provided with an application, in accordance with Nevada Revised Statute (NRS) and Nevada Administrative Code (NAC) 519A to assure the Division that Newmont Mining Corporation will leave the project site safe, stable, and capable of providing for a productive post-mining land use.

This permit will become final November 28th, 2006. The final determination of the Administrator may be appealed to the State Environmental Commission pursuant to NAC 519A.415. The appeal must be filed by November 27th, 2006 and in accordance with Administrative rules of the Environmental Commission.

Comment:

Newmont noted an error in the acreage disturbance table presented for public comment and has provided NDEP a correction for a change in the acreage category numbers in the permit. The total overall disturbance acres as proposed during the public comment period has not changed.

NAC 519A.415 Appeals to commission.

1. Any person aggrieved by:

(a) The issuance, denial, renewal, suspension, modification, condition or revocation of a permit; or

(b) The issuance, modification or rescission of any other order,
by the state department of conservation and natural resources may appeal to the commission.

2. Any person who requests a hearing before the commission concerning a final decision of the department pursuant to chapter 519A of NRS may do so by filing a request, within 10 days after notice of the action of the department, on form 3* with the State Environmental Commission, 901 S. Stewart St. Ste. 4001, Carson City, Nevada 89701.

3. The provisions of NAC 445B.875 to 445B.899, inclusive, apply to a hearing of the state environmental commission requested pursuant to subsection 1.

4. The commission will affirm, modify or reverse any action of the department, which is appealed to it.

*(See adopting agency for form.)

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